IN THE HIGH COURT OF JUDICATURE AT BOMBAY
O.O.C.J.

APPEAL NO.979 OF 2005
IN
NOTICE OF MOTION NO.1266 OF 2001
IN
SUIT NO.1832 OF 2001

M/s.Nidhi Diamond Export Pvt.Ltd. .. Appellant
v/s.
Hukmichand Jain & ors. .. Respondents

Mr.Shailesh Shah i/by Ms.J.N.Shah for the appellant.

Ms.Sapna Samant i/by Mr.H.S.S.Murthy for the respondents.

CORAM : R.M.LODHA AND
P.V.KAKADE, JJ.

DATED : 2nd December, 2005

P.C.

Heard Mr.Shailesh Shah, the learned counsel for the appellant.

2. Taking totality of circumstances into consideration, we are satisfied that the order of injunction restraining the defendant Nos.1 and 2 from transferring the suit property and shares in the defendant No.4-society adequately protects the interest of the plaintiff. There is no justification for appointment of the Court Receiver and therefore, we find no error in the impugned order.

3. Appeal is dismissed in limine.

(R.M.LODHA, J.)

(P.V.KAKADE, J.)